



DEPARTMENT OF ENVIRONMENTAL PROTECTION
Monthly Enforcement Report
for actions during March 2012
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This report has been prepared to satisfy a statutory obligation the Maine Department of Environmental Protection has to inform the public of certain enforcement resolutions. Please contact Peter Carney at (207) 287-4305 or peter.j.carney@maine.gov for additional information regarding the activities listed in this report.

The following cases were resolved to achieve compliance with the law; remediate environmental damage; restore natural resources to appropriate conditions; and impose penalties to deter similar actions in the future.

Administrative Consent Agreements Approved by the Commissioner and Office of the Attorney General (party followed by location):

Hazardous Waste:

Cyn Oil Corporation and Clean Fuels LLC, Vassalboro, Maine. An initial inspection and records review by Department staff determined that Cyn Oil Corporation ("Cyn Oil") violated provisions of the Department's rules for the *Licensing of Hazardous Waste Facilities* by operating as a hazardous waste transfer and storage facility without a license to do so. Specifically, Cyn Oil stored hazardous waste in vehicles or conveyances longer than the period of time permitted by its Department-issued hazardous waste transporter license. The inspection also determined that Cyn Oil and Clean Fuels LLC ("Clean Fuels") operated as a hazardous waste transfer facility without a license to do so by storing five drums of hazardous waste at a facility operated by Clean Fuels in Vassalboro. In addition, Cyn Oil violated the Department's rules for *Hazardous Waste Manifest Requirements* by signing the generator certification of a hazardous waste manifest without the consent of the generator and the *Maine Hazardous Waste, Septage and Solid Waste Management Act* by failing to account for all manifests during a quarterly reporting period and pay the complete hazardous waste fee for hazardous waste transported.

In a subsequent incident, the Department determined that Cyn Oil and Clean Fuels violated the *Hazardous Waste, Septage and Solid Waste Management Act* by discharging approximately 1,500 gallons of hazardous waste and hazardous matter antifreeze to the ground and failing to immediately report the discharge to the Department of Public Safety. The antifreeze was discharged from two above ground storage tanks owned and operated by Cyn Oil and located at the Clean Fuels facility in Vassalboro. As a result of the Department's investigation, it was determined that Cyn Oil and Clean Fuels also violated the Department's rules for the *Licensing of Hazardous Waste Facilities* by transferring hazardous waste antifreeze to containers at the Vassalboro facility and then storing the waste there without a license to do so.

A follow-up inspection by the Department determined that Cyn Oil violated: the Department's *Maine Hazardous Waste Manifest Requirements* by failing to transport hazardous waste on a manifest, accepting universal waste from a generator without a uniform bill of lading or hazardous waste manifest, and failure to retain the transporter copy of a manifest for three years; the Department's *Waste Oil Management Rules* by failing to transport waste oil into Maine on a hazardous waste manifest and operating as a waste oil storage facility without a license to do so; and the *Maine Hazardous Waste, Septage and Solid Waste Management Act* and *Waste Oil Management Rules* by failing to submit complete quarterly reports and pay fees for waste oil transported into Maine.

Subsequent to Department involvement, Cyn Oil indicated that it had taken actions to correct the violations, paid required fees, and implemented and completed a site investigation and clean-up plan to remove contaminated soil related to the antifreeze discharge. Cyn Oil and Clean Fuels also indicated that they no longer operate as a waste oil storage facility. To resolve the violations, Cyn Oil and Clean Fuels will pay a civil monetary penalty of \$54,090 pursuant to the terms of a payment plan.